In the Claims:

Please cancel Claims 1-10 without prejudice

1. (Cancel without prejudice).

2. (Cancel without prejudice).

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10. (Cancel without prejudice).

Please add New Claims 11-28 to read as follows:

11. (New) An optical recording medium, wherein

main information is recorded on the optical recording medium, the main information having digital watermarking embedded therein, such that copying of the main information also copies the digital watermarking, the digital watermarking indicating copyright information, and

additional information is formed on the optical recording medium, such that the additional information cannot be copied.

12 (New) The optical recording medium according to claim 11, wherein the additional information is formed by a plurality of pits, each pit having a depth formed according to the additional information.

13. (New) The optical recording medium according to claim 12, wherein the pits include a first pit having a first depth and a second pit having a second depth, and

when a wavelength of a reproduction light beam is λ and a refractive index of the optical recording medium is n, the first depth is less than $\lambda/4n$, and the second depth exceeds $\lambda/4n$.

14. (New) The optical recording medium according to claim 11, wherein the additional information is formed by pits, and

the pits are formed at a position shifted from a regular pit position in a track direction according to the additional information.

15. (New) The optical recording medium of claim 11, wherein the optical recording medium includes a plurality of regions, each region having an error correcting code associated therewith, such that the main information is error corrected using the error correction code to generate reproduction main information, and

the additional information is formed by a difference between the reproduction main information and the main data recorded on the optical recording medium.

16 (New) The optical recording medium of claim 11, wherein the additional information indicates that the recording medium is original.

17 (New) A reproducing apparatus comprising:

reproducing means for reproducing an optical recording medium having main information stored thereon; and

reproduction restricting means for determining whether additional information is formed on the optical recording medium and determining whether digital watermarking is embedded in the main information, the reproduction restricting means restricting reproduction of the main information if it is determined that:

(i) digital watermarking is embedded in the main information, and

(ii) additional information indicating that the recording medium is original is not formed on the optical recording medium.

18. (New) The reproducing apparatus according to claim 17, wherein the additional information is formed by a plurality of pits, each pit having a depth formed according to the additional information.

19. (New) The reproducing apparatus according to claim 18, wherein the pits include a first pit having a first depth and a second pit having a second depth, and

when a wavelength of a reproduction light beam is λ and a refractive index of the optical recording medium is n, the first depth is less than $\lambda/4n$, and the second depth exceeds $\lambda/4n$.

20. (New) The reproducing apparatus according to claim 17, wherein the additional information is formed by pits, and

the pits are formed at a position shifted from a regular pit position in a track direction according to the additional information.

21. (New) The reproducing apparatus according to claim 17, wherein the optical recording medium includes a plurality of regions, each region having an error correcting code associated therewith, such that the main information is error corrected using the error correction code to generate reproduction main information, and

the additional information is formed by a difference between the reproduction main information and the main data recorded on the optical recording medium.

22. (New) The reproducing apparatus according to claim 17, wherein the additional information indicates that the recording medium is original.

23. (New) A method of reproducing main information stored on an optical recording medium comprising:

(a) determining whether additional information is formed on the optical recording medium;

(b) if it is determined in (a) that additional information is not formed on the optical recording medium, determining whether digital watermarking is embedded in the main information;

(c) if it is determined in (a) that additional information is formed on the optical recording medium, reproducing the main information;

(d) if it is determined in (b) that digital watermarking is not embedded in the main information, reproducing the main information;

(e) if it is determined in (a) that additional information is not formed on the optical recording medium and it is determined in (b) that digital watermarking is embedded in the main information, restricting reproduction of the main information.

24. (New) The method according to claim 23, wherein the additional information is formed by a plurality of pits, each pit having a depth formed according to the additional information.

25. (New) The method according to claim 24, wherein the pits include a first pit having a first depth and a second pit having a second depth, and

when a wavelength of a reproduction light beam is λ and a refractive index of the optical recording medium is n, the first depth is less than $\lambda/4n$, and the second depth exceeds $\lambda/4n$.

26. (New) The method according to claim 23, wherein the additional information is formed by pits, and

the pits are formed at a position shifted from a regular pit position in a track direction according to the additional information.

27. (New) The method according to claim 23, wherein the optical recording medium includes a plurality of regions, each region having an error correcting code associated therewith, such that the main information is error corrected using the error correction code to generate reproduction main information, and

the additional information is formed by a difference between the reproduction main information and the main data recorded on the recording medium.

28. (New) The method according to claim 23, wherein the additional information indicates that the recording medium is original.